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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/519,008	03/03/2000	Roger McAulay	21920-708	6539

21971 7590 07/07/2003

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EXAMINER

RUDY, ANDREW J

ART UNIT	PAPER NUMBER
3627	

DATE MAILED: 07/07/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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AUG 15 2003
GROUP 3600



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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
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Paper No. _____

Notice of Non-Compliant Amendment (Voluntary Revised Practice)

The amendment filed _____ under the voluntary revised amendment practice guidelines¹, published in the Official Gazette on February 25, 2003 (*Amendments in a Revised Format Now Permitted*, 1267 Off. Gazette 106), does not fully comply with minimal requirements of the voluntary practice. In order for the amendment to be entered, it must either (1) comply with the guidelines of the voluntary revised amendment practice (which practice invokes waivers of certain 37 CFR 1.121(a)-(d) requirements) or (2) comply with current 37 CFR 1.121 requirements.

THE FOLLOWING ITEM(S) IN APPLICANT'S AMENDMENT CAUSES THE AMENDMENT TO BE NON-COMPLIANT WITH THE VOLUNTARY REVISED AMENDMENT PRACTICE.

- 1. A complete listing of all of the claims is not present in the amendment paper.
- 2. The listing of claims does not include the text of all claims currently under examination.
- 3. The claims of this amendment paper have not been presented in ascending numerical order.
- 4. Each claim has not been provided with a status identifier, and, as such, the individual status of each claim cannot be determined.

5. Other: Claims 4-6, 9-10, 12-14, 17-25 and 32-34

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LIE: Check one of the following boxes:

- PRELIMINARY AMENDMENT:** Applicant is given ONE MONTH from the mail date of this letter to re-submit the amendment in compliance with either the guidelines of the revised amendment practice or current 37 CFR 1.121. Failure to comply with either the current 37 CFR 1.121 practice or with the voluntary practice will result in non-entry of the amendment and examination on the merits will commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.
- AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be a *bona fide* response, applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit an amendment which complies with either the voluntary practice guidelines or current 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

Signed by Team Leader |

Team Leader

For further explanation of the guidelines of the revised amendment format, please see the posted notice and sample amendment format at:
<http://www.uspto.gov/web/offices/pac/dapp/opa/precnocntrce/officetlver.pdf> and
<http://www.uspto.gov/web/offices/pac/dapp/opa/precnocntrce/formatrevampprac.pdf>

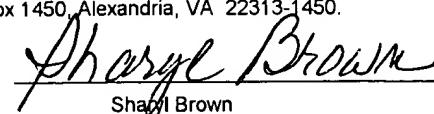


3627

Attorney Docket No. 37310-8008

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: August 4, 2003
Sharyl Brown

Applicants: McAulay et al.
Application No.: 09/519,008
Filed: March 3, 2000
Examiner: A. Rudy
Group Art Unit 3627
For: DISTRIBUTED ELECTRONIC ENTERTAINMENT
METHOD AND APPARATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL FOR AMENDMENT AND RESPONSE

Sir:

1. Transmitted herewith are the following:

- Amendment and Response
- Copy of Notice of Non-Compliant Amendment
- Change of Address
- return postcard

3. Fee Authorization

Applicants believe that there is no fee due, however, the Commissioner is authorized to charge any underpayment of fees to Deposit Account No. 50-2207. This paper is submitted in duplicate.

Respectfully submitted,
Perkins Coie LLP



Carina M. Tan
Registration No. 45,769

Date: August 4, 2003Correspondence Address:

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